

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TWENTY FOURTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE SRI JUSTICE N.V. RAMANA

WRIT PETITION NO.10194 of 2002

Between:

C. Sreeramulu, S/o. Narayana,
R/o. 3-1-45, S.V. Street, General Bazar,
Secunderabad,.

..... PETITIONER

AND

The Hyderabad Metropolitan Water Works & Sewerage Board,
rep. by its General Manager, Marredpalli, Secunderabad.

.....RESPONDENT

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a Writ of Mandamus or any other appropriate Writ or direction declaring the action of the Respondent in converting the water supply to the petitioner's premises bearing No. 3-1-43/45 situated at S. V. Street, General Bazar, Secunderabad from a category of domestic to non domestic as illegal and arbitrary and unjustified and direct the respondent to continue water supply under the category of domestic supply only.

Counsel for the Petitioner: MR.S.GANESH RAO

Counsel for the Respondent: MR. P.KISHORE RAO (Not present)

The Court made the following:

ORDER:

Questioning the action of the respondent in converting the water supply to the petitioner's premises bearing No.3-1-43/45 situated at S.V. Street, General Bazar, Secunderabad from domestic category to non-domestic category, the present writ petition is filed.

The writ petition was admitted as far back as on 10.06.2002, but no counter affidavit is filed on behalf of the respondent so far. Even though the matter is listed today by printing the name of learned Standing Counsel for the respondent and in spite of passing over the same to 2.15 PM, neither the respondent nor his counsel is present, nor is there any representation made on their behalf. Thus, the allegations made against the respondent in the writ petition remain unrebutted.

In the circumstances, this Court has no other alternative except to accept the averments made in the affidavit filed in support of the writ petition as true and correct and allow the writ petition.

Accordingly, the writ petition is allowed as prayed for. No costs.

N.V. RAMANA, J.

Date: 24.06.2005

Nsr

That Rule Nisi has been made absolute as above.

Witness the Hon'ble Sri Bilal Nazki, the Acting Chief Justice on this
Friday, the Twenty Fourth Day of June, Two Thousand and Five.

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The General Manager, Hyderabad Metropolitan Water Works &
Sewerage Board, Marredpalli, Secunderabad.

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